

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

In re:

Case No. 3:14-bk-00405

ERIC ROCKWELL

Chapter 13

Debtor.

---

**ORDER GRANTING DEBTOR'S MOTION TO DETERMINE  
SECURED STATUS OF COMPASS BANK  
AND TO STRIP LIENS EFFECTIVE UPON DISCHARGE**

THIS CASE is before the Court on the Debtor's Motion to Determine Secured Status of Compass Bank and to Strip Liens (the "Motion") (Doc 28). No objections having been filed after notice to creditors pursuant to Middle District of Florida Local Rule 2002-4 on June 25, 2014,

**IT IS ORDERED:**

1. The Motion is GRANTED.
2. Both liens encumbered by Compass Bank shall be treated as an unsecured claims in the Chapter 13 Case.
3. The real property (the "Real Property") that is the subject of the Motion is located at 5355 3<sup>rd</sup> Street, St. Augustine, FL 32080, and more particularly described as follows:

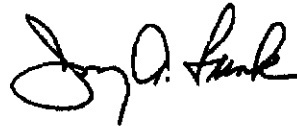
LOT 9, BLOCK D, WINDSWEPT ACRES, UNIT NO. 2, ACCORDING TO THE  
MAP OR PLAT THEREOF, AS RECORDED IN MAP BOOK 8, PAGE 98, OF  
THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA.

RE# 182374-0090

4. The mortgage held by Compass Bank recorded on September 27, 2006, Instrument No. 2006071906, of the official records of St. Johns County, Florida, shall be deemed void and shall be extinguished automatically, without further court order, upon entry of the Debtor's discharge in this Chapter 13 case. Further, if this case is converted to a case under Chapter 7, or if this Chapter 13 case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt.

5. The mortgage held by Compass Bank recorded on February 20, 2001, Instrument No. 01-007135, of the official records of St. Johns County, Florida, shall be deemed void and shall be extinguished automatically, without further court order, upon entry of the Debtor's discharge in this Chapter 13 case. Further, if this case is converted to a case under Chapter 7, or if this Chapter 13 case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt.

DONE and ORDERED in Jacksonville, Florida, this 31st day of July, 2014



---

Jerry A. Funk  
United States Bankruptcy Judge

Attorney Undine C. George is directed to serve a copy of this order on interested parties and file a proof of service within three days of entry of the order.

RECORDED IN THE US BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA,  
JACKSONVILLE DIVISION  
J.B. VOL. 54, NO. 8014